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Attorneys for Defendants
UBER TECHNOLOGIES, INC.
and OTTOMOTTO LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

WAYMO LLC,

Plaintiff,

v.

UBER TECHNOLOGIES, INC.,
OTTOMOTTO LLC; OTTO TRUCKING LLC,

Defendants.

Case No. 3:17-cv-00939-WHA

**DEFENDANTS UBER
TECHNOLOGIES, INC. AND
OTTOMOTTO LLC'S
FEBRUARY 8, 2018
ROLLING WITNESS LIST**

1 Defendants Uber Technologies, Inc. and Ottomotto LLC (collectively, “Uber”) submit the
2 following witness list pursuant to the Court’s Order to maintain a “rolling, written list of the next
3 seven or fewer witnesses it intends to call at trial.” (Dkt. 2340 at 1.) Per the parties’ agreement,
4 Uber lists the witnesses in the order in which Defendants intend to call them. Uber anticipates
5 that the order of the witnesses listed below may change depending on how the case unfolds. Uber
6 will promptly notify Waymo of any change in the witness order, and the witness order will be
7 updated in Uber’s next rolling witness.

- 8 1. Anthony Levandowski¹
- 9 2. Discovery designations (Waymo’s Responses to Defendants’ Third Set of
10 RFA Nos. 10-19, 22-23, dated August 21, 2017, and Waymo’s Supplemental
Responses to Defendants’ Third Set of RFA No. 20, dated August 30, 2017)
- 11 3. Kevin Faulkner
- 12 4. Cameron Poetzsch
- 13 5. Scott Boehmke
- 14 6. James Haslim
- 15 7. Ben Ingram (by deposition)
- 16 8. David Drummond (by deposition)
- 17 9. David Lawee (by deposition)

18 Pursuant to the Court’s order on closure of the courtroom (*see* Dkt. 2492 at 3 ¶ 3(a)), Uber
19 does not believe that any items of evidence or argument to be presented with the above-named
20 witnesses require courtroom closure, although Waymo may have a different view.

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26 ¹ Defendants Uber and Ottomotto continue to believe it would be extremely prejudicial to
27 Uber and Ottomotto for Anthony Levandowski to be called to the stand for the sole purpose of
28 asserting the Fifth Amendment. Should the Court disagree and allow Waymo to call
Mr. Levandowski, however, Defendants would seek leave of the Court to question
Mr. Levandowski at the same time.

1 Dated: February 8, 2018

MORRISON & FOERSTER LLP

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3 By: /s/Arturo J. González
ARTURO J. GONZALEZ

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5 Attorneys for Defendants
UBER TECHNOLOGIES, INC. and
6 OTTOMOTTO LLC
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